

Docket No.: 043888-0310

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Takayuki NAKAMOTO, et al.

Confirmation Number: 7325

Application No.: 10/816,221

Group Art Unit: 1745

Filed: April 02, 2004

Examiner: CHUO, Tony Sheng Hsiang

For: NEGATIVE ELECTRODE ACTIVE MATERIAL AND NON-AQUEOUS ELECTROLYTE RECHARGEABLE BATTERY USING THE SAME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.



No additional fee is required.



Applicant is entitled to small entity status under 37 CFR 1.27



Also attached: Certified English translation of priority document JP 2003-0099523

The fee has been calculated as shown below:

| | NO. OF CLAIMS | HIGHEST PREVIOUSLY PAID FOR | EXTRA CLAIMS | RATE | FEE |
|---|---------------|-----------------------------|--------------|------------|--------|
| Total Claims | 8 | 20 | 0 | \$50.00 = | \$0.00 |
| Independent Claims | 3 | 3 | 0 | \$200.00 = | \$0.00 |
| Multiple dependent claims newly presented | | | | | \$0.00 |
| Fee for extension of time | | | | | \$0.00 |
| | | | | | \$0.00 |
| Total of Above Calculations | | | | | \$0.00 |



Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.



The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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Date: April 5, 2007

Please recognize our Customer No. 20277 as our correspondence address.



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| | | |
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ELECTROLYTE RECHARGEABLE BATTERY USING THE SAME

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

These amendments and remarks are filed in response to the Office Action dated January 5, 2007.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 4 of this paper.